

LISTING OF CLAIMS

24. (Currently Amended) A freestanding tool holding device comprising:
- a first rail; and
- a second rail vertically and horizontally offset from ~~each other~~ the first rail thereby forming an opening therebetween for receiving a lower end of an elongate member therein,
- the rails further characterized by generally opposed edges for simultaneously contacting and exerting reaction forces on the elongate member when inserted therebetween, to lodge and restrain so that the elongate member is disposed in a generally vertical and leaning orientation therein therebetween,
- said tool holding device lacking ~~means a base plate~~ for supporting the lower end of the elongate member when received between the rails.
25. (Currently Amended) A device according to claim 24 wherein the rails comprise generally parallel crossbars ~~further characterized by generally opposed edges for contacting the elongate member when inserted therebetween.~~
26. (Currently Amended) A device according to claim 25 ~~24~~ further characterized by at least one depression formed in at least one of ~~the crossbars along~~ the opposed edges ~~in the crossbars.~~
28. (Currently Amended) A device according to claim 26 wherein two depressions are formed in ~~the crossbars along~~ the opposed edges ~~thereof~~, and are generally aligned, ~~thereby restricting movement of to further restrain~~ the elongate member when disposed therein.
29. (Previously Added) A device according to claim 25 further comprising two end plates attached to side edges of the crossbars, whereby the end plates and the crossbars form a stable structure.

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30. (Previously Added) A device according to claim 29 wherein outward extents of the end plates define a footprint and wherein a vertical projection through a center of gravity of an elongate member inserted between the crossbars lies within the footprint.
31. (Withdrawn) A device according to claim 24 further comprising at least one elongate member inserted between the rails, the elongate member including a support for supporting an item thereon.
32. (Withdrawn) A device according to claim 31 further comprising a shelf disposed on the support.
33. (Withdrawn) A device according to claim 24 wherein the first rail and the second rail comprise a first hoop and a second hoop generally concentric therewith, ~~further wherein the first hoop and the second hoop comprise generally opposed edges for contacting the elongate member when inserted therebetween.~~
34. (Canceled)
35. (Canceled)
36. (Canceled)
37. (Withdrawn) A device according to claim ~~36~~ 33 further comprising at least one leg attached to the hoops, thereby forming a stable structure.
38. (Withdrawn) A device according to claim 37 wherein an outward extent of the at least one leg defines a footprint, wherein a vertical projection through a center of gravity of an elongate member inserted between the hoops lies within the footprint.
39. (Currently amended) A method for storing elongate members comprising the steps of:
providing a freestanding tool holding device comprising a first rail and a second rail; ~~positioning~~, said rails vertically and horizontally offset from each other to form an opening therebetween for receiving a lower end of an elongate member therein, the rails further characterized by generally opposed edges for simultaneously contacting and exerting reaction forces on the elongate member when inserted therebetween, to lodge

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and restrain the elongate member in a generally vertical and leaning orientation therebetween; and

inserting a lower end of an elongate member in the opening between said rails
~~so that the elongate member is disposed in a generally vertical orientation therein without providing means a base plate for supporting the lower end of the elongate member when received between said rails.~~

40. (Canceled)
41. (Currently amended) A method according to claim 40 39 further comprising forming at least one depression in at least one of said rails along said opposed edges.
42. (Currently amended) A method according to claim 40 39 further comprising:
~~forming at least one two depressions along said opposed edges first edge of said first rail; and~~
~~forming at least one depression along said second edge of said second rail,~~
wherein said depressions ~~formed along said first edge and said second edge~~ are generally aligned,
~~thereby restricting movement of to further restrain~~ the elongate member when the lower end thereof is disposed between said rails.